

United States District Court
Southern District of New York

Alpha Capital Anstalt,

Plaintiff,

vs.

Silver Dragon Resources, Inc.,

Defendant.

MEMO

USDS SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #: _____
DATE FILED: 12/21/07

Order To Show Cause

07cv11430 (cm)

Upon the annexed affirmation of Konrad Ackermann, declared under penalties of perjury on December 19, 2007 and upon the summons and complaint and upon all prior pleadings and proceedings heretofore had herein;

Let Defendant Silver Dragon Resources, Inc. ("SDRG") show cause before Hon. *Colleen* *McMahon* in Courtroom 2B at the Courthouse located at 500 Pearl Street, New York, New York 10007 on the 9 day of January, 2008 at 10 AM or as soon thereafter as counsel can be heard why an order pursuant to Fed. R. Civ. P. Rule 65 should not be entered:

- i) directing SDRG to deliver immediately 333,333 shares of its common stock to Alpha Capital; and
- ii) declaring that the exercise price of the SDRG Class A and Class B Warrants purchased by Alpha Capital has been reduced to \$0.60 per share.

Sufficient cause appearing therefore, it is

with a copy ^{hand}
delivered to chambers

Ordered that answering papers, if any, must be served on Kenneth A. Zitter, Esq., 260
Madison Avenue, 18th Floor, New York, New York 10016 ~~at least three days prior to the return~~
^{by 5 pm on January 4, 2008}
date ~~hereof~~; and it is further,

Ordered that service of the order to show cause, together with the papers upon which it is based upon Defendant Silver Dragon Resources, Inc. by overnight federal express, at its principal place of business located at 5160 Yonge Street, Suite 803, Toronto A6 M2N 6L9, Ontario,

Canada, att: Mr. Marc M. Hazout, President, such mailing to take place on or before the ^{27th} day of December, 2007, be deemed good and sufficient service.

Dated: New York, New York
December 21, 2007

case is sent prior to December 26, 2007, it will immediately become void and of no effect - in other words, do not give this to Federal Express before

ENTER:

*Express before
Christm^{as}*

(Signature)
U.S.D.J.

*or I
will
not
hear*

*the
matter
until*

March.

² Counsel asked the court for the week of January 7, and ~~not~~ nothing in these papers suggests that this motion needed to be filed the last business day before Christmas - it could have been filed at any time from and after November 2, 2007!